

# ENFORCEMENT REPORT TO THE COMMISSION FOR AUGUST 1995

October 25, 1995

DOCKET NO. 95-1534-RPT

PROGRAMS	FORMAL ACTIONS INITIATED BY EDR/PETITION, DRAFT ORDER FOR EXPEDITED CASES, OR NOTICE LETTER OF FORMAL ADMIN. PENALTY ACTION		AGREED ORDERS ADOPTED BY THE COMMISSION (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION)		FISCAL YEAR 1995 YEAR-TO-DATE TOTAL ADMINISTRATIVE PENALTIES ASSESSED, DEFERRED, TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS, AND DOLLAR AMOUNT WHICH WILL BE SPENT ON SUPPLEMENTAL ENVIRONMENTAL PROJECTS (SEPs) IN ORDERS ISSUED BY THE TNRC (MULTI-MEDIA CASES ARE REPORTED BY THE LEAD DIVISION)			
	Month	FY	Month	FY	ASSESSED	DEFERRED	TOTAL PENALTY DUE GENERAL REVENUE OR DEDICATED FUNDS <sup>1</sup>	SEPs
AGRICULTURE	0	8	0	8	\$52,826.00	\$18,500.00	\$34,326.00	\$0.00
AIR	19	141	42	337	\$2,534,980.00	\$30,720.00	\$2,381,380.00	\$122,880.00
INDUSTRIAL AND HAZARDOUS WASTE	3	53	1	58	\$3,654,773.00	\$2,129,539.00	\$1,525,234.00	\$402,000.00
MUNICIPAL SOLID WASTE	3	27	3	21	\$619,404.00	\$445,800.00	\$173,604.00	\$39,200.00
OCCUPATIONAL CERTIFICATION	0	37	0	83	\$82,400.00	\$6,250.00	\$76,150.00	\$0.00
PETROLEUM STORAGE TANKS	49	186	6	133	\$287,063.73	\$5,600.00	\$281,463.73	\$0.00
WATERSHED MANAGEMENT	5	95	3	123	\$1,110,379.00	\$286,769.00	\$823,610.00	\$12,000.00
WATER UTILITIES	7	71	6	36	\$32,360.00	\$0.00	\$32,360.00	\$0.00
TOTALS	86	618	61	799	\$8,374,185.73	\$2,923,178.00	\$5,328,127.73	\$576,080.00

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<sup>1</sup> All penalties collected are paid into the State's General Revenue Fund with the exception of water well driller orders which are paid into the Water Well Driller's Fund.

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PROGRAMS	NOTICES OF VIOLATION (NOVS) ISSUED BY CENTRAL OFFICE		NOVS ISSUED BY FIELD OPERATIONS		CASES RESOLVED INFORMALLY - COMPLIANCE ACHIEVED THRU CENTRAL OFFICE ACTION WITHOUT ISSUANCE OF AN AGENCY ORDER		CASES BEING DEVELOPED IN ENFORCEMENT PROGRAMS <sup>2</sup>	CASES BEING TRACKED FOR COMPLIANCE <sup>3</sup>
	Month	FY	Month	FY	Month	FY	Total	Total
AGRICULTURE	56	400	0	11	0	1	5	23
AIR	N/A <sup>4</sup>	N/A	304	2350	7	66	282	1109
INDUSTRIAL AND HAZARDOUS WASTE	13	107	31	277	3	60	431	346
MUNICIPAL SOLID WASTE	0	67	61	756	4	34	37	174
OCCUPATIONAL CERTIFICATION	6	80	N/A	N/A	8	40	41	11
PETROLEUM STORAGE TANKS	43	372	127	901	22	111	297	118
WATERSHED MANAGEMENT	1	67	82	771	7	155	181	268

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<sup>2</sup> Cases which the enforcement programs in Central Office are working on in which agency action has not been filed yet. Agency action includes, orders issued, NOVs for those cases in which a formal action is not being pursued, corrective action directives, bilateral compliance agreements, or any other action which directs a facility to take action to achieve compliance within a specified period of time.

<sup>3</sup> Includes all cases which the enforcement programs are tracking for compliance once an agency action (as defined in footnote 2) is finalized.

<sup>4</sup> N/A = Not Applicable.

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<b>WATER UTILITIES</b>	613	4922	195	2331	17	133	303	158
<b>TOTALS</b>	732	6015	800	7397	68	600	1577	2207

PROGRAMS	PENDING FORMAL ENFORCEMENT ACTIONS FOR ADMINISTRATIVE ORDERS TO BE ISSUED BY THE TNRCC		CASES PENDING AT THE OFFICE OF THE ATTORNEY GENERAL <sup>5</sup>	ATTORNEY GENERAL CASES RESULTING IN JUDGMENTS <sup>6</sup>		CASES REFERRED FROM THE REGIONAL OFFICES OR CENTRAL OFFICE FOR ENFORCEMENT ACTION BY CENTRAL OFFICE STAFF	
	Total	Backlog	Total	Month	FY	Month	FY
AGRICULTURE	5	0	2	0	0	0	7
AIR	282	105	41	0	5	21	207
INDUSTRIAL AND HAZARDOUS WASTE	98	48	70	0	7	15	171
MUNICIPAL SOLID WASTE	42	12	49	0	4	5	64
OCCUPATIONAL CERTIFICATION	4	0	53	0	1	0	5
PETROLEUM STORAGE TANKS	550	101	6	0	0	49	489
WATERSHED MANAGEMENT	46	8	19	0	2	8	211
WATER UTILITIES	149	24	112	1	15	10	417

<sup>5</sup> AG actions typically take from 6 months to 5 years from the date of referral to final judgment.

<sup>6</sup> These numbers are obtained from the Attorney General's Office

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TOTALS	1176	298	352	1	24	108	1571
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